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PATENT

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I hereby certify under 37 C.R.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Jill A. Bowen

Printed name of person mailing correspondence

Jill A. Bowen

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yun Lin et al.

Art Unit: 1638

Serial No.: 09/545,072

Examiner: A. Kubelik

Filed: April 7, 2000

Customer No.: 21559

Title: MODIFICATION OF PLANT STORAGE RESERVES

Assistant Commissioner For Patents
Washington, D.C. 20231

DECLARATION OF DR. YUN LIN UNDER 37 C.F.R. § 1.131

I declare:

1. I am a co-inventor, along with Lin Sun, Long V. Nguyen, and Howard M. Goodman, of the subject matter described and claimed in the above-referenced patent application.
2. I have read the Office Action mailed on July 27, 2001.
3. Prior to February 1999, we identified and characterized the polynucleotide and amino acid sequences that are the subject of the present invention. Furthermore, I deposited these sequences with GenBank, by direct submission, prior to February, 1999. A copy of GenBank's e-mail confirming this submission is attached as Exhibit 1. The dates of Exhibit 1 have been redacted in accordance with the standard practice, but are all prior to February, 1999.

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4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

1/28/02

Date



Yun Lin, Ph.D.

00736368002 Declaration for reply to OA of 7.27.01

gb-admin@ncbi.nlm.nih.gov,

6:38 PM -0500, [NCBI_REF 470912] Ge 1

Date: 19:38:38 -0400
From: gb-admin@ncbi.nlm.nih.gov
Reply-To: gb-admin@ncbi.nlm.nih.gov
To: ylin@genetics.mgh.harvard.edu
Subject: [NCBI_REF 470912] GenBank AP085354
Status: RQ
X-Status:

Exhibit 1

Dear GenBank Submitter:

Thank you for your direct submission of sequence data to GenBank. We have provided a GenBank accession number for your nucleotide sequence:

BankIt217497 AP085354

We strongly recommend that this GenBank accession number appears in any publication that reports or discusses these data, as it gives the community a unique label with which they may retrieve your data from our on-line servers.

We are now processing your submission and will mail you a copy for your review, usually within ten (10) working days.

You have requested that your data are to be held confidential until:

Aug 18 2000

It will not be released to the public database until we receive your permission, or until the data or accession numbers appear in print, whichever is first.

Please send any revisions, including bibliographic information (e.g., conversion from unpublished to published), biological data (e.g., new features), or sequence data to:

gb-admin@ncbi.nlm.nih.gov

You may be interested to know that there are two GenBank submission tools available, BankIt and Sequin. BankIt is available through the World Wide Web (WWW), and Sequin, a stand-alone program, can be downloaded from NCBI's anonymous ftp site. You can access these submission tools through the NCBI Home Page (<http://www.ncbi.nlm.nih.gov/>).

For more information about the submission process or the available submission tools, please contact GenBank User Support at info@ncbi.nlm.nih.gov or at (301) 496-2475.

Respectfully,

Michael Satchko

The GenBank Direct Submission Staff
Bethesda, Maryland USA

(301) 496-2475

(301) 480-9241 fax

gb-admin@ncbi.nlm.nih.gov (for updates/replies to GenBank entries)
info@ncbi.nlm.nih.gov (for general questions regarding GenBank)